

Fay Sharpe Fagan Minnich & McKee, LLP 1100 Superior Avenue, Seventh Floor Cleveland, Ohio 44114-2579 216.861.5582 www.FaySharpe.com

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| Date:          | October 4, 2006                                     | Total Pages: | 8 (including cover sheet) |
|----------------|---|--------------|---------------------------|
| To:            | UNITED STATES PATENT AND TRADEMARK OFFICE           |              |                           |
| Attn:          | Issue Fee   |              |                           |
| Facsimile No.: | 571-273-2885  |              |                           |
| From:          | Richard M. Klein                                    |              |                           |
| Re:            | Serial No. 10/042,357 (Our Reference: XERZ 2 00765) |              |                           |

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#### **COMMENTS**

## **Attachments:**

- Issue Fee Transmittal
- 2. "Fee Address" Indication Form
- 3. Request for Correction
- 4. Response to Statement of Reasons for Allowance

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# Attorney Docket No. A1656-US-NP XERZ 2 00765

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s):

Ong et al.

Application No.:

10/042,357

Confirmation No.:

6796

Filed:

January 11, 2002

Examiner:

**Duc Truong** 

Art Unit:

1711

Allowed:

September 27, 2006

Title:

POLYTHIOPHENES AND

**DEVICES THEREOF** 

**CERTIFICATE OF MAILING** 

I hereby certify that this correspondence is being transmitted to the USPTO by facsimile in accordance with 37 CFR 1.18 on the

date indicated below.

October 4, 2006 (Date of deposit)

Lynda S. Kalemba

(Signature)

October 4, 2006 Date of Signature

MAIL STOP AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# REQUEST FOR CORRECTION

Dear Sir:

In response to the Notice of Allowance mailed September 27, 2006 in the above-identified patent application, Applicants noted that an error occurred in the spelling of "POLYTHIOPHENES" in the title of the application. This error is noted (i.e. a "Y" is inserted) in the marked-up copy of the Notice of Allowance attached hereto. It appears that the error occurred in the typing of the title at the U.S. Patent and Trademark Office.

Application No. 10/042,357

It is believed that no fee is due in conjunction with this request. If, however, it is determined that fees are due, authorization is hereby given for deduction of those fees, other than the issue fees, from Deposit Account No. 24-0037.

Respectfully submitted, FAY, SHARPE, FAGAN, MINNICH & MCKEE LLP

Richard M. Klein (Reg. No. 33,000) 1100 Superior Avenue, 7<sup>th</sup> Floor Cleveland, OH 44114-2579 (216) 861-5582

N:XERZ\200785\U\$\L\$K0005917V001,DQC



PATENT

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTOR(\$)

Ong et al.

TITLE

POLYTHIOPHENES AND DEVICES THEREOF

APPLICATION NO.

10/042,357

FILED

January 11, 2002

CONFIRMATION NO.

6796

**EXAMINER** 

**Duc Truong** 

**ART UNIT** 

1711

ALLOWED

September 27, 2006

ATTORNEY DOCKET NO.

A1656-US-NP XERZ 2 00765

RESPONSE TO STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Mail Stop Issue Fee

Dear Sir:

Applicants gratefully acknowledge the indication as to the allowance of the present application.

However, applicants respectfully submit the Statements of Reasons for Allowance are, in and of themselves, inappropriate. It is noted that the reasons for allowance may be set forth in instances in which " . . . the Examiner believes that the record of the prosecution as a whole does not make clear his or her reasons for allowing a claim or claims." (37 CFR §1.104(e)(2004)). In the present case, applicants believe the record as a whole does make the reasons for allowance clear and, therefore, no statement by the Examiner is necessary or warranted. Furthermore, the applicants do not necessarily agree with each statement in the reasons for allowance.

Specifically, it has been indicated that the claims are allowed by importing interpretations into the claims in relation to the prior art that results in a potential imprecise and/or inaccurate understanding of the reasons. This places an unwarranted interpretation upon the claims. Such a characterization of the claims does not properly take into account applicants' claimed invention as reflected in the specification and the applicants' responses to the Examiner's office actions.

Therefore, while applicants believe the claims are allowable, applicants do not acquiesce that patentability resides in only the features, exactly as expressed in the claims, nor that each feature is required for patentability.

Respectfully submitted,

FAY, SHARPE, FAGAN, MINNICH & MCKEE, LLP

October 4, 2006

Date

Richard M. Klein Reg. No. 33,000 1100 Superior Avenue, 7<sup>th</sup> Floor Cleveland, Ohio 44114-2579 (216) 861-5582

| CERTIFICATE OF MAILING OR TRANSMISSION  |  |  |
|---|--|--|
| deposited with the United S<br>Commissioner for Patents, P.                                       | ce (and any item referred to herein as being attached or enclosed) is (are) being tates Postal Service as First Class Mail, addressed to: Mail Stop Issue Fee, O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below. |  |
| transmitted to the USPTO by facsimile in accordance with 37 CFR 1.18 on the date indicated below. |  |  |
|   | Signature: Hyndas Kalembe  |  |
| Date: October 4, 2006   | Name: Lynda S. Kalemba   |  |